

1 ROB BONTA, State Bar No. 202668  
2 Attorney General of California  
3 ANTHONY R. HAKL, State Bar No. 197335  
Supervising Deputy Attorney General  
4 ANNA FERRARI, State Bar No. 261579  
Deputy Attorney General  
5 GABRIELLE D. BOUTIN, State Bar No.  
267308  
Deputy Attorney General  
6 1300 I Street, Suite 125  
P.O. Box 944255  
Sacramento, CA 94244-2550  
7 Telephone: (916) 210-6053  
Fax: (916) 324-8835  
8 E-mail:  
Gabrielle.Boutin@doj.ca.gov  
9 Attorneys for Defendant Attorney  
General Rob Bonta, in his official  
10 capacity

11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE EASTERN DISTRICT OF CALIFORNIA  
13 SACRAMENTO DIVISION

15 **X CORP.,**  
16 Plaintiff,  
17 **v.**  
18 **ROBERT A. BONTA, ATTORNEY GENERAL**  
19 **OF CALIFORNIA, IN HIS OFFICIAL**  
20 **CAPACITY,**  
21 Defendant.

2:23-CV-01939-WBS-AC

**JOINT STATUS REPORT**

Date: February 26, 2024  
Time: 1:30 p.m.  
Judge: Hon. William B. Shubb  
Trial Date: None set  
Action Filed: Sept. 8, 2023

22  
23 Plaintiff X Corp. and Defendant Attorney General Rob Bonta,  
24 in his official capacity, (collectively, "the Parties") submit  
25 this joint status report in accordance with the Court's December  
26 28, 2023 Order Granting Stipulation to Continue the Status  
27 Conference and For an Extension of Time to File a Joint Status  
28 Report, ECF No. 37. The Parties are concurrently filing a

1 Stipulation to Stay Discovery and Continue the Status (Pretrial  
2 Scheduling) Conference and a proposed order, which are described  
3 below.

4 The Parties previously stipulated and requested that the  
5 Court continue the Status (Pretrial Scheduling) Conference set  
6 for January 16, 2024, because the timing of discovery and other  
7 dates and deadlines in this case would likely be affected by this  
8 Court's ruling on Plaintiff's motion for preliminary injunction  
9 and by any subsequent appeal. See ECF No. 35. The Court granted  
10 the Parties' request and continued the Status (Pretrial  
11 Scheduling) Conference to February 26, 2024. See ECF No. 37.

12 On December 28, 2023, the Court issued an order denying  
13 Plaintiff's motion for preliminary injunction. ECF No. 36.  
14 Plaintiff filed a notice of appeal of that order on January 12,  
15 2024. See ECF No. 38. The Ninth Circuit has issued an order  
16 setting a briefing schedule under which briefing is set to  
17 conclude in early April 2024.

18 In light of the above, the Parties agree that discovery and  
19 the issuance of a scheduling order in the district court should  
20 be postponed until the Ninth Circuit resolves Plaintiff's pending  
21 appeal. That resolution will likely inform the subjects of any  
22 discovery and the timing for discovery deadlines and pre-trial  
23 and trial proceedings. The Parties also agree that no other  
24 issues require resolution at the February 26 (Pretrial  
25 Scheduling) Conference. They therefore respectfully propose that  
26 the Court take the February 26 (Pretrial Scheduling) Conference  
27 off calendar and order the Parties to file a joint status report  
28 within twenty-one days (or other amount of time that the Court

1 prefers) after the Ninth Circuit issues mandate on Plaintiff's  
2 appeal.

3 The Parties have entered into and concurrently filed a  
4 Stipulation to Stay Discovery and Continue the Status (Pretrial  
5 Scheduling) Conference and a proposed order reflecting their  
6 agreement and requests to the Court. The Parties respectfully  
7 ask the Court to adopt the proposed order.

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1 Dated: February 8, 2023 Respectfully submitted,  
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3 ROB BONTA  
4 Attorney General of California  
5 ANTHONY R. HAKL  
6 Supervising Deputy Attorney General  
7 ANNA FERRARI  
8 Deputy Attorney General  
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6  
7 */s/ Gabrielle D. Boutin*  
8 GABRIELLE D. BOUTIN  
9 Deputy Attorney General  
10 Defendant Attorney General Rob Bonta,  
11 in his official capacity

10 Dated: February 8, 2023 /s/ Joel Kurtzberg (as authorized on  
11 February 8, 2024)  
12 CAHILL GORDON & REINDEL LLP  
13 JOEL KURTZBERG (admitted *pro hac vice*)  
14 FLOYD ABRAMS (admitted *pro hac vice*)  
15 JASON ROZBRUCH (admitted *pro hac vice*)  
16 LISA J. COLE (admitted *pro hac vice*)  
17 32 Old Slip  
18 New York, New York 10005  
19 Telephone: 212-701-3120  
20 Facsimile: 212-269-5420  
21 jkurtzberg@cahill.com

22  
23 DOWNEY BRAND LLP  
24 WILLIAM R. WARNE (Bar No. 141280)  
25 bwarne@downeybrand.com  
26 MEGHAN M. BAKER (Bar No. 243765)  
27 mbaker@downeybrand.com  
28 621 Capitol Mall, 18th Floor  
Sacramento, CA 95814  
Telephone: 916-444-1000  
Facsimile: 916-520-5910

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30 Attorneys for Plaintiff X Corp.  
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